

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(76) 40 final.

Brussels, 6 February 1976.

HILLMAN

RECOMMENDATION FOR REGULATION (EEC) OF THE COUNCIL

concluding the Agreement extending the provisions governing
the first stage of the Agreement establishing an association
between the European Economic Community and Malta.

(submitted to the Council by the Commission)

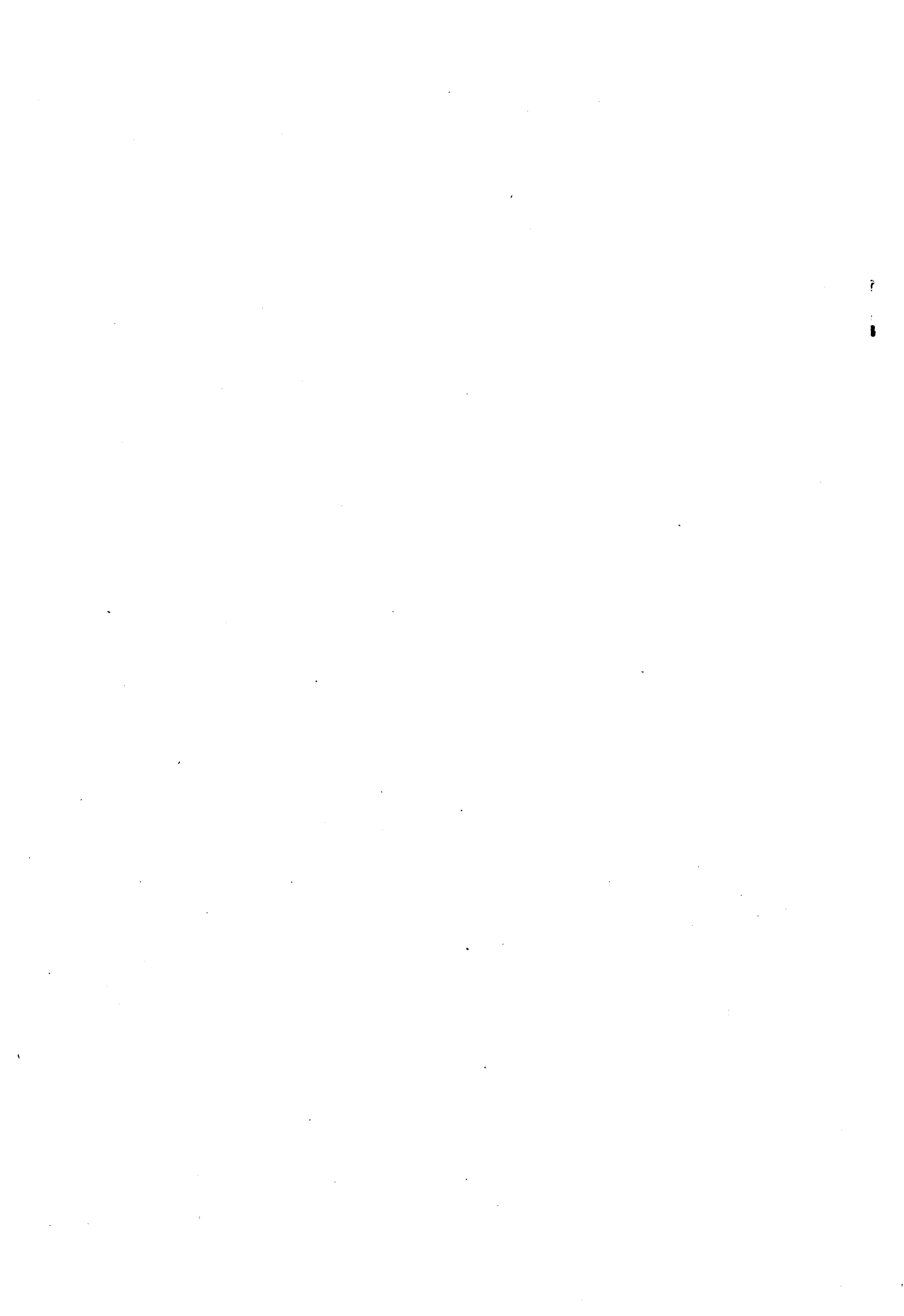
COM(76) 40 final.

Commission Communication to the Council

on the extension of the provisions governing the
first stage of the Agreement establishing an
association between the European Economic
Community and Malta

1. The provisions governing the first stage of the Agreement establishing an association between the European Economic Community and Malta and those of the Protocol laying down certain provisions relating to the Agreement establishing an association between the European Economic Community and Malta expire on 31 March 1976.
2. The Maltese Delegation has requested that the provisions of the first stage be extended pending the conclusion and entry into force of the second stage.
3. Since negotiations for the definition of the second stage have not yet been opened, the Commission considers that the provisions of the first stage and of the Protocol should be extended unchanged until the entry into force of the second stage or until 30 June 1977, whichever is the earlier.
4. The Commission accordingly proposes that the Council:

adopt the draft Agreement extending the provisions governing the first stage of the Agreement establishing an association between the EEC and Malta and those of the Protocol laying down certain provisions relating to the Agreement establishing an association between the EEC and Malta.



COUNCIL REGULATION (EEC) No /76

of

concluding the Agreement extending the provisions governing
the first stage of the Agreement establishing an association
between the European Economic Community and Malta

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Article 238 thereof,

Having regard to the recommendation from the Commission,

Having regard to the Opinion of the European Parliament,

Whereas the provisions governing the first stage of the Agreement establishing
an association between the European Economic Community and Malta¹ and those of
the Protocol laying down certain provisions relating to the Agreement
establishing an association between the European Economic Community and Malta,
signed in on 1976², expire on 31 March 1976;

Whereas this Agreement provides for the opening of negotiations with a view
to defining the content of the second stage of the association agreement;

Whereas, pending the conclusion and entry into force of the second stage, an
agreement should be concluded extending the provisions of the first stage of
the Agreement establishing an association between the European Economic Community
and Malta and those of the Protocol laying down certain provisions relating to
the Agreement establishing an association between the European Economic
Community and Malta,

HAS ADOPTED THIS REGULATION:

Article 1

The Agreement extending the provisions governing the first stage of the Agreement
establishing an association between
the European Economic Community and Malta and those of the Protocol laying down
certain provisions relating to the Agreement establishing an association between
the European Economic Community and Malta is hereby concluded on behalf of the
Community.

¹ OJ L 61, 14 March 1971.
² OJ

Article 2

The President of the Council of the European Communities shall make the notification referred to in Article 2 of the Agreement on behalf of the Community¹.

Article 3

This Regulation shall enter into force on the third day following its publication in the Official Journal of the European Communities.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council,
The President

¹The date of the entry into force of the Agreement will be published in the Official Journal of the European Communities.

3

AGREEMENT

extending the provisions governing the first stage
of the Agreement establishing an association between
the European Economic Community and Malta

THE COUNCIL OF THE EUROPEAN COMMUNITIES,
of the one part, and

THE GOVERNMENT OF THE REPUBLIC OF MALTA
of the other part,

CONSIDERING that the provisions governing the first stage of the Agreement establishing an association between the European Economic Community and Malta, signed in Valletta on 5 December 1970, and those of the Protocol laying down certain provisions relating to the Agreement establishing an association between the European Economic Community and Malta, signed in
on , expire on 31 March 1976;

CONSIDERING that the Contracting Parties to this Agreement have made it their aim to negotiate a second stage providing for a further elimination of obstacles to trade between the European Economic Community and Malta and the adoption by Malta of the Common Customs Tariff;

RECOGNIZING that it has proved impossible to open the negotiations for the definition of the second stage within the prescribed time;

HAVE DECIDED to extend the provisions governing the first stage of the Agreement and those of the Protocol until the entry into force of the second stage or until 30 June 1977, whichever is the earlier, and to this end have designated as their Plenipotentiaries:

THE COUNCIL OF THE EUROPEAN COMMUNITIES:

THE GOVERNMENT OF THE REPUBLIC OF MALTA:

WHO, having exchanged their full powers, found in good and due form,

HAVE AGREED AS FOLLOWS:

Article 1

1. Article 2(2) of the Agreement establishing an association between the European Economic Community and Malta shall be replaced by the following:

"2. The Agreement provides for two successive stages. The provisions governing the first stage shall apply until the entry into force of the provisions governing the second stage or until 30 June 1977, whichever is the earlier. The second stage shall be, in principle, of five years' duration."

2. The second subparagraph of Articles 4(1), 9(1) and 11(1) of the Protocol laying down certain provisions relating to the Agreement establishing an association between the European Economic Community and Malta shall be replaced by the following:

"This provision shall apply until the entry into force of the provisions governing the second stage or until 30 June 1977, whichever is the earlier."

Article 2

1. This Agreement shall be subject to ratification, acceptance or approval in accordance with the Contracting Parties' own procedures; the Contracting Parties will notify each other of the necessary relevant acts.

2. This Agreement shall enter into force on the first day of the month following the date on which the Contracting Parties have notified each other as required by paragraph 1.

Article 3

This Agreement is drawn up in duplicate in the Danish, Dutch, English, French, German and Italian languages, each of these texts being authentic,